

**App.A:9-40.1**  
**LEGISLATIVE HISTORY CHECKLIST**  
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**LAWS OF:** 2022                      **CHAPTER:** 111

**NJSA:** App.A:9-40.1  
(Permits municipal emergency management coordinators to reside within reasonable proximity to municipality in which they are employed.)

**BILL NO:** A4373                      (Substituted for S2900)

**SPONSOR(S)** Clinton Calabrese and others

**DATE INTRODUCED:** 6/20/2022

**COMMITTEE:**                      **ASSEMBLY:** Appropriations

**SENATE:** ---

**AMENDED DURING PASSAGE:**                      No

**DATE OF PASSAGE:**                      **ASSEMBLY:** 6/29/2022

**SENATE:** 6/29/2022

**DATE OF APPROVAL:** 9/15/2022

**FOLLOWING ARE ATTACHED IF AVAILABLE:**

**FINAL TEXT OF BILL** (Introduced bill enacted)                      Yes

**A4373**

**INTRODUCED BILL:** (Includes sponsor(s) statement)                      Yes

**COMMITTEE STATEMENT:**                      **ASSEMBLY:**                      Yes

**SENATE:**                      No

(Audio archived recordings of the committee meetings, corresponding to the date of the committee statement, *may possibly* be found at [www.njleg.state.nj.us](http://www.njleg.state.nj.us))

**FLOOR AMENDMENT STATEMENT:**                      No

**LEGISLATIVE FISCAL ESTIMATE:**                      No

**S2900**

**INTRODUCED BILL:** (Includes sponsor(s) statement)                      Yes

**COMMITTEE STATEMENT:**                      **ASSEMBLY:**                      No

**SENATE:**                      Yes

(Audio archived recordings of the committee meetings, corresponding to the date of the committee statement, *may possibly* be found at [www.njleg.state.nj.us](http://www.njleg.state.nj.us))

**FLOOR AMENDMENT STATEMENT:**                      No

**LEGISLATIVE FISCAL ESTIMATE:**                      No

**VETO MESSAGE:** No

**GOVERNOR'S PRESS RELEASE ON SIGNING:** Yes

**FOLLOWING WERE PRINTED:**

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**REPORTS:** No

**HEARINGS:** No

**NEWSPAPER ARTICLES:** No

end

P.L. 2022, CHAPTER 111, *approved September 15, 2022*

Assembly, No. 4373

1 AN ACT concerning municipal emergency management  
2 coordinators and amending P.L.1953, c.438.

3  
4 **BE IT ENACTED** by the Senate and General Assembly of the State  
5 of New Jersey:

6  
7 1. Section 8 of P.L.1953, c.438 (App.A:9-40.1) is amended to  
8 read as follows:

9 8. a. In every municipality of this State, the mayor or, in the  
10 case of a municipality which has adopted the commission form of  
11 government pursuant to the provisions of the "commission form of  
12 government law" (R.S.40:70-1 et seq.), the commissioner serving as  
13 director of the department to which the responsibility for emergency  
14 management has been assigned, shall appoint a municipal  
15 emergency management coordinator **【and, except as otherwise**  
16 **provided in this section, such appointment shall be made from**  
17 **among the residents of the municipality】**. Any qualified individual  
18 appointed as a municipal emergency management coordinator who  
19 is not a resident of the municipality shall reside within a reasonable  
20 proximity of the municipality to ensure a prompt response or  
21 coordination of municipal resources for any local incident. The  
22 municipal emergency management coordinator, subject to fulfilling  
23 the requirements of this section, shall serve for a term of three  
24 years. As a condition of his appointment and his right to continue  
25 for the full term of his appointment, each municipal emergency  
26 management coordinator shall have successfully completed at the  
27 time of his appointment or within one year immediately following  
28 his appointment or the effective date of this act, whichever is later,  
29 the current approved Home Study Course and the basic Emergency  
30 Management workshop. The failure of any municipal emergency  
31 management coordinator to fulfill such requirement within the  
32 period prescribed shall disqualify the coordinator from continuing  
33 in the office of coordinator and thereupon a vacancy in said office  
34 shall be deemed to have been created.

35 b. The provisions of this section shall not bar a municipality  
36 from entering into an agreement pursuant to the "Uniform Shared  
37 Services and Consolidation Act," sections 1 through 35 of P.L.2007,  
38 c.63 (C.40A:65-1 through C.40A:65-35) to designate (1) a  
39 municipal emergency management coordinator to serve two or more  
40 municipalities jointly, or (2) the county emergency management  
41 coordinator appointed pursuant to section 12 of P.L.1953, c.438

**EXPLANATION – Matter enclosed in bold-faced brackets **【thus】** in the above bill is not enacted and is intended to be omitted in the law.**

**Matter underlined thus is new matter.**

1 (C.App.A:9-42.1) for the county in which that municipality is  
2 located as the municipal emergency management coordinator,  
3 subject to approval of the governing body of the county. A  
4 municipality entering into such an agreement shall notify the State  
5 Emergency Management Coordinator.

6 c. **【**In a municipality with a population of less than 5,000  
7 persons according to the most recent federal decennial census, the  
8 mayor or commissioner, as applicable, may appoint a nonresident,  
9 who is a resident of the county in which the municipality is located,  
10 as the municipal emergency management coordinator if a qualified  
11 resident of the municipality cannot be recruited.**】** (Deleted by  
12 amendment, P.L. , c. )(pending before the Legislature as this  
13 bill)  
14 (cf: P.L.2021, c.50, s.1)  
15

16 2. This act shall take effect immediately.  
17  
18

19 STATEMENT  
20

21 This bill permits municipal emergency management coordinators  
22 to reside within a reasonable proximity to the municipality in which  
23 they are employed.

24 Under the bill, the emergency management coordinator must  
25 reside near enough to the municipality to ensure a prompt response  
26 or coordination of municipal resources for any local incidences.

27 Under current law, municipal emergency management  
28 coordinators are required to be a resident of the municipality in  
29 which they are employed, except that a municipality of less than  
30 5,000 persons may appoint a nonresident who is a resident of the  
31 county in which the municipality is located if a qualified resident  
32 cannot be recruited.  
33  
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35 \_\_\_\_\_  
36  
37 Permits municipal emergency management coordinators to reside  
38 within reasonable proximity to municipality in which they are  
39 employed.

# ASSEMBLY, No. 4373

## STATE OF NEW JERSEY 220th LEGISLATURE

INTRODUCED JUNE 20, 2022

**Sponsored by:**

**Assemblyman CLINTON CALABRESE**

**District 36 (Bergen and Passaic)**

**Assemblywoman SHANIQUE SPEIGHT**

**District 29 (Essex)**

**Senator PAUL A. SARLO**

**District 36 (Bergen and Passaic)**

**SYNOPSIS**

Permits municipal emergency management coordinators to reside within reasonable proximity to municipality in which they are employed.

**CURRENT VERSION OF TEXT**

As introduced.



(Sponsorship Updated As Of: 6/29/2022)

A4373 CALABRESE, SPEIGHT

2

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2 coordinators and amending P.L.1953, c.438.

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5 of New Jersey:

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7 1. Section 8 of P.L.1953, c.438 (App.A:9-40.1) is amended to  
8 read as follows:

9 8. a. In every municipality of this State, the mayor or, in the  
10 case of a municipality which has adopted the commission form of  
11 government pursuant to the provisions of the "commission form of  
12 government law" (R.S.40:70-1 et seq.), the commissioner serving as  
13 director of the department to which the responsibility for emergency  
14 management has been assigned, shall appoint a municipal  
15 emergency management coordinator **[and, except as otherwise**  
16 **provided in this section, such appointment shall be made from**  
17 **among the residents of the municipality]**. Any qualified individual  
18 appointed as a municipal emergency management coordinator who  
19 is not a resident of the municipality shall reside within a reasonable  
20 proximity of the municipality to ensure a prompt response or  
21 coordination of municipal resources for any local incident. The  
22 municipal emergency management coordinator, subject to fulfilling  
23 the requirements of this section, shall serve for a term of three  
24 years. As a condition of his appointment and his right to continue  
25 for the full term of his appointment, each municipal emergency  
26 management coordinator shall have successfully completed at the  
27 time of his appointment or within one year immediately following  
28 his appointment or the effective date of this act, whichever is later,  
29 the current approved Home Study Course and the basic Emergency  
30 Management workshop. The failure of any municipal emergency  
31 management coordinator to fulfill such requirement within the  
32 period prescribed shall disqualify the coordinator from continuing  
33 in the office of coordinator and thereupon a vacancy in said office  
34 shall be deemed to have been created.

35 b. The provisions of this section shall not bar a municipality  
36 from entering into an agreement pursuant to the "Uniform Shared  
37 Services and Consolidation Act," sections 1 through 35 of P.L.2007,  
38 c.63 (C.40A:65-1 through C.40A:65-35) to designate (1) a  
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41 coordinator appointed pursuant to section 12 of P.L.1953, c.438  
42 (C.App.A:9-42.1) for the county in which that municipality is  
43 located as the municipal emergency management coordinator,  
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**EXPLANATION – Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted in the law.**

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2 Emergency Management Coordinator.

3 c. **【**In a municipality with a population of less than 5,000  
4 persons according to the most recent federal decennial census, the  
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ASSEMBLY APPROPRIATIONS COMMITTEE

STATEMENT TO

**ASSEMBLY, No. 4373**

**STATE OF NEW JERSEY**

DATED: JUNE 23, 2022

The Assembly Appropriations Committee reports favorably Assembly Bill No. 4373.

This bill permits municipal emergency management coordinators to reside within a reasonable proximity to the municipality in which they are employed.

Under the bill, the emergency management coordinator must reside near enough to the municipality to ensure a prompt response or coordination of municipal resources for any local incidences.

Under current law, municipal emergency management coordinators are required to be a resident of the municipality in which they are employed, except that a municipality of less than 5,000 persons may appoint a nonresident who is a resident of the county in which the municipality is located if a qualified resident cannot be recruited.

FISCAL IMPACT:

This bill has not been certified as requiring a fiscal note.



# SENATE, No. 2900

## STATE OF NEW JERSEY 220th LEGISLATURE

INTRODUCED JUNE 20, 2022

**Sponsored by:**  
**Senator PAUL A. SARLO**  
**District 36 (Bergen and Passaic)**

### **SYNOPSIS**

Permits municipal emergency management coordinators to reside within reasonable proximity to municipality in which they are employed.

### **CURRENT VERSION OF TEXT**

As introduced.



S2900 SARLO

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28 county in which the municipality is located if a qualified resident  
29 cannot be recruited.

SENATE BUDGET AND APPROPRIATIONS COMMITTEE

STATEMENT TO

**SENATE, No. 2900**

**STATE OF NEW JERSEY**

DATED: JUNE 27, 2022

The Senate Budget and Appropriations Committee reports favorably Senate Bill No. 2900.

This bill permits municipal emergency management coordinators to reside within a reasonable proximity to the municipality in which they are employed.

Under the bill, the emergency management coordinator must reside near enough to the municipality to ensure a prompt response or coordination of municipal resources for any local incidences.

Under current law, municipal emergency management coordinators are required to be a resident of the municipality in which they are employed, except that a municipality of less than 5,000 persons may appoint a nonresident who is a resident of the county in which the municipality is located if a qualified resident cannot be recruited.

FISCAL IMPACT:

This bill is not certified as requiring a fiscal note.

# Governor Murphy Takes Action on Legislation

09/15/2022

**TRENTON** – Today, Governor Murphy signed the following bills and resolutions into law:

**A-2021/S-1138 (Conaway, Benson/Gopal)** - Requires embryo storage facilities to record and report health information of patients in manner that is consistent with certain federal laws

**A-3329/S-994 (McKnight/Ruiz)** - Requires BPU to conduct study of effect of coronavirus 2019 pandemic on local and public utility service and to quarterly collect and publish certain local and public utility service and customer information

**A-3694/S-1800 (Moen, McKnight/Gopal, Stanfield)** - Establishes “Purple Star Schools Program” in DOE to recognize schools which emphasize importance of assisting children of military families

**A-4127/S-2743 (Stanley, Spearman, Murphy/Greenstein, Singleton)** - Mandates access to periodic cancer screening examinations for professional firefighters not enrolled in SHBP; makes appropriation

**A-4254/S-2852 (Coughlin, Karabinchak, Kennedy, Lopez/Diegnan)** - Excludes electricity supplied to recycled materials manufacturing facilities from renewable energy portfolio standards

**A-4373/S-2900 (Calabrese, Speight/Sarlo)** - Permits municipal emergency management coordinators to reside within reasonable proximity to municipality in which they are employed

**AJR-57/SJR-47 (Moen, Mukherji, Dancer/Beach, Cruz-Perez)** - Expresses support for commissioning of SSN-796, U.S.S. New Jersey, in New Jersey

The Governor vetoed the following bills:

**A-793/S-1427 (Timberlake, Tucker, Reynolds-Jackson/Gill, Turner)** – **CONDITIONAL** - Creates “Community Wealth Preservation Program”; expands access for certain buyers to purchase property from sheriff’s sales

[Copy of Statement](#)

**A-3149/S-438 (McKeon, Dancer, Benson/Smith, Codey)** - **CONDITIONAL** - Changes entity responsible for management of NJ School of Conservation to nonprofit organization, and directs DOE to request funding for center annually

[Copy of Statement](#)

**A-4101/S-2666 (Lopez, Coughlin/Vitale, Corrado)** - **CONDITIONAL** - Requires MVC to prompt applicant for certain documents to enter information into “Next-of-Kin Registry

[Copy of Statement](#)

**A-4107/S-2768 (Schaer, Conaway, Verrelli/Vitale, Singer)** - **CONDITIONAL** - Makes various changes concerning regulation of emergency medical services; establishes mobile integrated health program and new State Emergency Medical Services Medical Director in DOH

[Copy of Statement](#)

**A-2676/S-1212 (McClellan/Testa)** – **ABSOLUTE** - Revises permitting thresholds for certain types of development requiring CAFRA permit from DEP

